



**U.S. District Court  
California Northern District (Oakland)  
CIVIL DOCKET FOR CASE #: 4:02-cv-02636**

IP Learn, LLC. v. Docent, Inc.  
Assigned to: Hon. D. Lowell Jensen  
Referred to: Hon. Bernard Zimmerman  
Demand: \$0  
Lead Docket: None  
Related Cases: None  
Case in other court: None  
Cause: 35:271 Patent Infringement

Date Filed: 05/31/02  
Jury Demand: Both  
Nature of Suit: 830 Patent  
Jurisdiction: Federal Question

**Plaintiff**

---

**IP Learn, LLC.**

represented by **Daniel S. Mount**  
Mount & Stoelker  
RiverPark Tower  
Suite 1650  
333 West San Carlos Street  
San Jose, CA 95110-2711  
(408) 279-7000  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Lara J. Hodgson**  
Mount & Stoelker  
RiverPark Tower  
Suite 1650  
333 West San Carlos Street  
San Jose, CA 95110-2711  
408-279-7000  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Thomas J. Friel, Jr.**  
Cooley Godward LLP  
One Maritime Plaza, 20th Floor  
San Francisco, CA 94111-3580  
(415) 693-2000  
Email: tfriel@cooley.com  
*TERMINATED: 12/19/2002*  
*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Andrew A. Kumamoto**  
Cooley Godward LLP  
Five Palo Alto Square  
3000 El Camino Real  
Palo Alto, CA 94306-2155  
650-843-5000  
Fax : (650)857-0663  
Email: kumamotoaa@cooley.com  
*TERMINATED: 12/19/2002*  
*ATTORNEY TO BE NOTICED*

**Brandon D. Baum**  
Cooley Godward LLP  
Five Palo Alto Square  
3000 El Camino Real  
Palo Alto, CA 94306  
650-843-5000  
Fax : 650-857-0663  
Email: bbaum@cooley.com  
*TERMINATED: 12/19/2002*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Docent, Inc.**

represented by **Victor de Gyarfas**  
Foley Lardner  
2029 Century Park East  
Suite 3500  
Los Angeles, CA 90067-3021  
310-227-2223  
Fax : 310-557-8475  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**William J. Robinson**  
Foley & Lardner  
2029 Century Park East Blvd, 35th  
Floor  
Los Angeles, CA 90067-3021

310-277-2223  
Fax : 310-557-8475  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Counter-claimant**

**Docent, Inc.**

represented by **Victor de Gyarfas**  
Foley Lardner  
2029 Century Park East  
Suite 3500  
Los Angeles, CA 90067-3021  
310-277-2223  
Fax : 310-557-8475  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Counter-defendant**

**IP Learn, LLC.**

represented by **Daniel S. Mount**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Lara J. Hodgson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

<b>Filing Date</b>	<b>#</b>	<b>Docket Text</b>
05/31/2002	1	COMPLAINT <i>Patent, jury demand, summons issued</i> against Docent, Inc. (Filing fee \$150 receipt number 3335735). Filed by IP Learn, LLC.. (db, ) (Entered: 05/31/2002)
05/31/2002	2	ADR SCHEDULING ORDER: Case Management Statement

		due by 9/27/2002. Case Management Conference set for 10/4/2002 at 01:30 PM.. Signed by Judge Jensen on 5/31/02. (db, ) (Entered: 05/31/2002)
06/07/2002	3	AMENDED COMPLAINT <i>with jury demand</i> against Docent, Inc.. Filed by IP Learn, LLC.. (kk, ) (Entered: 06/10/2002)
06/25/2002	4	ANSWER to Amended Complaint, COUNTERCLAIM , <i>demand for jury trial</i> against IP Learn, LLC. by Docent, Inc.. (kc, ) (Entered: 06/26/2002)
06/27/2002	5	CERTIFICATE OF SERVICE by IP Learn, LLC. <i>of summons, complaint</i> (kc, ) (Entered: 06/27/2002)
07/03/2002	6	NOTICE <i>in opposition to related case notice</i> by Docent, Inc.. (oh, ) (Entered: 07/05/2002)
07/10/2002	7	NOTICE <i>of response to notice of related cases</i> by IP Learn, LLC.. (kc, ) (Entered: 07/11/2002)
07/11/2002	8	NOTICE of Related Case C-02-2634-JW by Saba Software, Inc. (kc,) Modified on 7/12/2002 (kc,) (Entered: 07/12/2002)
07/17/2002	9	ANSWER TO COUNTERCLAIM by IP Learn, LLC.. (kc, ) (Entered: 07/19/2002)
08/12/2002	10	Certificate of Interested Entities <i>or persons</i> by IP Learn, LLC.. (kc, ) (Entered: 08/13/2002)
08/19/2002	11	MOTION to Disqualify Counsel <i>Cooley Godward for plaintiff; memorandum in support of motion</i> filed by Docent, Inc.. Motion Hearing set for 9/20/2002 02:00 PM. (kc, ) (Entered: 08/19/2002)
08/21/2002	12	ORDER re [8] Member cases 02-2634 JW; 02-1977 MMC; 02-2632 MJJ; ARE NOT RELATED. Signed by Judge Maxine M. Chesney on 8/21/02. (aaa, ) (Entered: 08/23/2002)
08/23/2002	13	MOTION for Extension of Time to File <i>opposition to motion to disqualify Cooley Godward as counsel for plaintiff</i> filed by IP Learn, LLC.. (kc, ) (Entered: 08/26/2002)
08/23/2002	14	DECLARATION in Support <i>of motion to extend time [13]</i> by <i>Andrew A. Kumamoto</i> filed by IP Learn, LLC.. (kc, ) (Entered: 08/23/2002)

		08/26/2002)
08/23/2002		Received Document , <i>proposed order granting motion to extend time [13]</i> , by IP Learn, LLC.. (kc, ) (Entered: 08/26/2002)
08/23/2002	15	CERTIFICATE OF SERVICE by IP Learn, LLC. <i>of motion to extend time [13], declaration [14]</i> (kc, ) (Entered: 08/26/2002)
08/26/2002	16	Memorandum in Opposition re [13] filed by Docent, Inc.. (kc, ) (Entered: 08/26/2002)
08/27/2002	17	CLERK'S NOTICE: Case Management Conference continued to 10/11/2002 at 02:00 PM immediately following the motion hearing for defendant Docent's motion to disqualify. Case Management Statement due by 10/1/2002. (kc,) (Entered: 08/29/2002)
08/27/2002	18	ORDER by Judge Claudia Wilken GRANTING motion for extension of time to file opposition [13]; hearing date for defendant's motion to disqualify is reset to 10/11/02; plaintiff's opposition due 9/20/02; reply due 9/27/02. (kc,) (Entered: 08/29/2002)
08/27/2002		Set/Reset Deadlines as to Motion to disqualify [11]. Motion Hearing set for 10/11/2002 at 02:00 PM. (kc, ) (Entered: 08/29/2002)
09/12/2002	19	NOTICE of need of ADR Phone Conference ; <i>ADR certification</i> (kc,.) (Entered: 09/13/2002)
09/17/2002		Remark : ADR phone conference set for 10/7/02 at 10:30am (bt, ) (Entered: 09/17/2002)
09/20/2002	20	Memorandum in Opposition re [11] <i>motion to disqualify Cooley Godward</i> filed by IP Learn, LLC.. (kk, ) (Entered: 09/20/2002)
09/20/2002	21	DECLARATION in Opposition re [11] <i>motion to disqualify (Thomas Friel)</i> filed by IP Learn, LLC.. (Related document(s)[11]) (kk, ) (Entered: 09/20/2002)
09/20/2002	22	DECLARATION in Opposition re [11] <i>motion to disqualify Cooley Godward (Gregory Soltys)</i> filed by IP Learn, LLC.. (Related document(s)[11]) (kk, ) (Entered: 09/20/2002)

09/20/2002	23	CERTIFICATE OF SERVICE by IP Learn, LLC. re [22], [20], [21] (kk, ) (Entered: 09/20/2002)
09/27/2002	24	Reply to Opposition re [11] <i>motion to disqualify Cooley Godward</i> filed by Docent, Inc.. (kk, ) (Entered: 09/27/2002)
10/01/2002	25	JOINT CASE MANAGEMENT STATEMENT <i>and proposed order</i> filed by Docent, Inc., IP Learn, LLC.. (kc, ) (Entered: 10/02/2002)
10/07/2002		ADR Phone Conference by RWS (tjs, ) (Entered: 10/07/2002)
10/11/2002	26	DECLARATION in Support re [20] <i>of Pamela Martinson</i> filed by IP Learn, LLC.. (Related document(s)[20]) (kk, ) (Entered: 10/16/2002)
10/11/2002	27	DECLARATION in Support re [20] <i>of Thomas J. Friel, Jr. (supplemental)</i> filed by IP Learn, LLC.. (Related document(s)[20]) (kk, ) (Entered: 10/16/2002)
10/11/2002	28	Minute Entry: Initial Case Management Conference held on 10/11/2002 before D. Lowell Jensen. Docent's motion to disqualify counsel held and submitted(Court Reporter Starr Wilson.) (kk, ) (Entered: 10/16/2002)
10/23/2002	29	CERTIFICATE OF SERVICE by IP Learn, LLC. <i>re: declaration of Paul A. Renne in opposition to motion to disqualify Cooley Godward as attorney</i> (kc, ) Modified on 10/23/2002 (dlp, ). (Entered: 10/23/2002)
10/28/2002	30	NOTICE of Change of Address by Docent, Inc.. (kc, ) (Entered: 10/28/2002)
10/28/2002	31	Supplemental Reply Memorandum to Motion re [11] filed by Docent, Inc. (kc, ) Modified on 10/29/2002 (kc, ) (Entered: 10/29/2002)
12/02/2002	32	ORDER by Judge D. Lowell Jensen granting [11] Motion to Disqualify Counsel Cooley Godward for IP Learn, LLC (kk, ) (Entered: 12/04/2002)
12/09/2002		Remark: ADR Phone Conference scheduled for 12/19/02 at 10:30 a.m. Plaintiff's counsel to initiate the call. (tjs, ) (Entered: 12/09/2002)

		12/09/2002)
12/18/2002		Received Document <i>Application &amp; order re: substitution of attorney</i> by IP Learn, LLC.. (kk, ) (Entered: 12/18/2002)
12/18/2002	33	CERTIFICATE OF SERVICE by IP Learn, LLC. re [] <i>application &amp; order</i> (kk, ) (Entered: 12/18/2002)
12/19/2002	34	ORDER, Attorney Daniel S. Mount for IP Learn, LLC. and IP Learn, LLC., Lara J. Hodgson for IP Learn, LLC. and IP Learn, LLC. added. Attorney Andrew A. Kumamoto; Brandon D. Baum and Thomas J. Friel terminated.Signed by Judge D. Lowell Jensen on 12/19/02. (kk, ) (Entered: 12/24/2002)
02/20/2003	35	JOINT CASE MANAGEMENT STATEMENT ( <i>supplemental</i> ) filed by Docent, Inc., IP Learn, LLC.. (kk, ) (Entered: 02/20/2003)
02/24/2003	36	STIPULATED PROTECTIVE ORDER. Signed by Judge D. Lowell Jensen on 2/24/03. (kk, ) (Entered: 02/25/2003)
03/05/2003		ADR Phone Conference by RWS (tjs, ) (Entered: 03/05/2003)
03/10/2003	37	ORDER REFERRING CASE to Mediation with a deadline of mid-August 2003. Signed by Judge D. Lowell Jensen on 3/10/03. (kk, ) (Entered: 03/13/2003)
03/17/2003	38	NOTICE re [37] by IP Learn, LLC.. (kk, ) (Entered: 03/17/2003)
04/16/2003	39	CLERK'S NOTICE of appointment of mediator, Ian Feinberg (bt, ) (Entered: 04/16/2003)
04/23/2003	40	CLERK'S NOTICE Case Management Conference set for 5/23/2003 at 01:30 PM. (kk, ) (Entered: 04/23/2003)
04/28/2003	41	Letter from Ian N. Feinberg setting the phone conference before 5/9/03. (bt, ) (Entered: 04/28/2003)
05/01/2003	42	CLERK'S NOTICE of removal of assigned mediator due to conflict of interest (bt, ) (Entered: 05/01/2003)
05/08/2003	43	CLERK'S NOTICE of appointment of new mediator, George Fisher (bt, ) (Entered: 05/08/2003)

05/12/2003	44	NOTICE of Change of Address by Docent, Inc.. (kk, ) (Entered: 05/13/2003)
05/15/2003	45	STIPULATION AND ORDER Case Management Conference set for 8/8/2003 at 01:30 PM. Signed by Judge D. Lowell Jensen on 5/15/03. (kk, ) (Entered: 05/16/2003)
05/16/2003	46	Letter from George Fisher setting the phone conference by 6/2/03 @4pm. (bt, ) (Entered: 05/16/2003)
05/21/2003	47	NOTICE of entry of order [45] by IP Learn, LLC.. (kc, ) (Entered: 05/21/2003)
05/27/2003	48	Letter from George Fisher rescheduling the phone conference for 8/5/03 @4pm. (bt, ) (Entered: 05/27/2003)
07/10/2003	49	STIPULATION AND ORDER; Case Management Conference set for 9/12/2003 at 01:30 PM. Signed by Judge D. Lowell Jensen on 7/10/03. (kc, ) (Entered: 07/14/2003)
08/06/2003	50	Letter to parties dated 8/4/2003 rescheduling the pre-mediation telephone conference to 9/3/2003 at 4:00 PM., the dial-in number is 1(866) 680-0148. The participant code is 413731 from Mediator, George C. Fisher. (af, COURT STAFF). (Entered: 08/06/2003)
09/11/2003	51	CLERK'S NOTICE Case Management Conference set for 10/3/2003 at 01:30 PM. (kk, ) (Entered: 09/12/2003)
09/12/2003	52	Minute Entry: Case Management Conference NOT held. (Court Reporter not reported.) (kc, COURT STAFF) (Entered: 09/15/2003)
09/23/2003	53	JOINT CASE MANAGEMENT STATEMENT ( <i>second supplemental</i> ) filed by Docent, Inc., IP Learn, LLC.. (kc, COURT STAFF) (Entered: 09/23/2003)
09/24/2003		Set/Reset Hearings: Mediation Hearing set for 10/30/2003 10:00 AM. (bt, COURT STAFF) (Entered: 09/24/2003)
10/03/2003	54	Minute Entry: Case Management Conference held on 10/3/2003 before Judge D. Lowell Jensen. Status Conference set for 1/16/2004 at 01:30 PM. Referred to Mag. Judge Zimmerman for



		discovery.(Court Reporter not reported.) (kc, COURT STAFF) (Entered: 10/08/2003)
10/06/2003	55	CLERK'S NOTICE that a status conference, by telephone, will be held at 1:30pm on 1/16/04. (kc, COURT STAFF) (Entered: 10/08/2003)
10/06/2003	56	ORDER REFERRING CASE to Magistrate Judge Zimmerman for Discovery purposes. Signed by Judge D. Lowell Jensen on 10/6/03. (kc, COURT STAFF) (Entered: 10/08/2003)
10/16/2003	57	INITIAL DISCOVERY ORDER. Signed by Judge Bernard Zimmerman on 10/15/03. (kc, COURT STAFF) (Entered: 10/21/2003)
10/29/2003	58	CLERK'S NOTICE scheduling telephonic conference re discovery dispute for 11/3/03 at 2:30p.m. before Mag. Judge Bernard Zimmerman (kc, COURT STAFF) (Entered: 10/31/2003)
10/31/2003		Telephonic Discovery Dispute Hearing set for 11/3/2003 at 02:30 PM. (kc, COURT STAFF) (Entered: 10/31/2003)
11/03/2003	59	CERTIFICATION OF MEDIATION <i>by George C. Fisher held on 10/30/03, case did not settled. ADR process completed</i> (bt, COURT STAFF) (Entered: 11/03/2003)
11/03/2003	60	Minute Entry: Discovery Conference held on 11/3/2003 before Mag. Judge Bernard Zimmerman. (Tape #T/C 31-03.) (kc, COURT STAFF) (Entered: 11/05/2003)
01/16/2004	61	Minute Entry: Status Conference by phone NOT HELD. Rescheduled to 1/23/04 at 1:30pm by telephone per the Court. (Date Filed: 1/16/2004). (Court Reporter not held-not reported.) (fs, COURT STAFF) (Date Filed: 1/16/2004) (Entered: 01/20/2004)
01/20/2004	62	CLERK'S NOTICE The status conference previously set for 1/16/04 at 1:30pm by telephone was VACATED per the Court's calendar. A Status Conference will be held on 1/23/04 at 1:30pm by telephone. The Court will initiate the call and counsel are to be available between 1:30pm and 2:00pm for the conference call. (fs, COURT STAFF) (Filed on 1/20/2004) (Entered: 01/21/2004)

01/20/2004		Set/Reset Scheduling Order Deadlines: Status Conference set for 1/23/2004 01:30 PM by telephone. (fs, COURT STAFF) (Filed on 1/20/2004) (Entered: 01/21/2004)
01/23/2004	63	Minute Entry: Telephone Status Conference held. Counsel will submit stipulation and order to the Court moving the dates that were given in the 9/23/03 supplemental case management statement filed with the Court. (Date Filed: 1/23/2004). (Court Reporter none-not reported.) (fs, COURT STAFF) (Date Filed: 1/23/2004) (Entered: 01/26/2004)
01/26/2004	64	CLERK'S NOTICE Case Management Conference re: discovery disputes set for 1/27/2004 10:00 AM. (kk, ) (Filed on 1/26/2004) (Entered: 01/29/2004)
01/27/2004	65	Minute Entry: Conference held on 1/27/2004, continued to 2/2/04 at 9am before Magistrate Judge Zimmerman (Date Filed: 1/27/2004). (Tape #T/C 03-04.) (kk, ) (Date Filed: 1/27/2004) (Entered: 01/29/2004)
01/27/2004	66	SCHEDULING ORDER:Conference re: discovery disputes set for 2/2/2004 09:00 AM.. Signed by Judge Bernard Zimmerman on 1/27/04. (kk, ) (Filed on 1/27/2004) (Entered: 01/29/2004)
02/04/2004	67	Minute Entry: Discovery Hearing held on 2/2/2004 before Magistrate Bernard Zimmerman (Date Filed: 2/4/2004). (Tape #T/C 03-04.) (fs, COURT STAFF) (Date Filed: 2/4/2004) (Entered: 02/09/2004)
02/20/2004	68	CASE MANAGEMENT SCHEDULING ORDER: Claims Construction Hearing set for 11/1/2004 10:00 AM. Discovery due by 1/14/2005. Jury Trial set for 8/22/2005 09:00 AM. Motion Hearing set for 6/27/2005 02:00 PM. Motions due by 5/23/2005. Pretrial Conference set for 8/1/2005 02:00 PM. (see order for other dates). Signed by Judge D. Lowell Jensen on 2/20/04. (fs, COURT STAFF) (Filed on 2/20/2004) (Entered: 02/24/2004)
02/26/2004	69	NOTICE by IP Learn, LLC. re [68] Case Management Scheduling Order, (kk, ) (Filed on 2/26/2004) (Entered: 02/26/2004)
03/01/2004	70	CLERK'S NOTICE : the 2/20/04 Stipulation and Scheduling order set the last day on which dispositive motions may be heard

		<p>as 6/27/05 and Pretrial Conference on 8/1/05. Both of these dates are Mondays. The Court has such hearings on Fridays. Therefore;the last day to hear dispositive motions is set for 7/1/2005 02:00 PM. Pretrial Conference set for 8/5/2005 02:00 PM. (fs, COURT STAFF) (Filed on 3/1/2004) (Entered: 03/01/2004)</p>
03/09/2004	<u>71</u>	<p>ORDER CASES C-02-2636 DLJ and C-04-685 MHP are "NOT RELATED" to C-02-2634 JW.. Signed by Judge JAMES WARE on 3/9/04. (rd, COURT STAFF) (Filed on 3/9/2004) (Entered: 03/09/2004)</p>